



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Labuda et al.

Serial No.: 09/841,363

Filed: April 24, 2001

For: OXYGEN MONITORING

APPARATUS

Confirmation No.: 6854

Examiner: Unknown

Group Art Unit: 1743

Attorney Docket No.: 2181-4785.2US

(98-55 D2)

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

September 18, 200 Date

> Deidra J. Pfeil Name (Type/Print)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO/SB/08 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as

Serial No.: 09/841,363

defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

U.S. Patent Documents

U.S. Patent No.

Publication Date

Patentee

US - 6,402,698

06/11/2002

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Applicants offer to supply any explanation or discussion of the documents that the Examiner feels is necessary or desirable and which is requested.

This Supplemental Information Disclosure Statement is believed to be filed before the mailing date of a first Office Action on the merits; therefore, no fee is due.

Respectfully submitted,

Brick G. Power

Registration No. 38,581

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Telephone: 801-532-1922

Date: September 18, 2002

BGP/ps:djp

Enclosures: Form PTO/SB/08

Cited Documents

Document in ProLaw

THE PATENT & TRADEMARK OFFICE MAILROOM DATE STAMPED HEREON IS AN ACKNOWLEDGEMENT THAT ON THIS DATE THE PATENT & TRADEMARK OFFICE RECEIVED:

Supplemental Information Disclosure Statement (2 pages); and Form PTO/SB/08 (1 page), with copy of cited reference (1 document)

Invention:

OXYGEN MONITORING APPARATUS Labuda et al. April 24, 2001 09/841,363

Applicant(s): Filing Date:

Serial No .: Date Sent:

Docket No .: BGP/ps:djp

September 18, 2002 via first class mail 2181-4785.2US



Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known 09/841,363 Application Number Filing Date April 24, 2001 Labuda et al. First Named Inventor Group Art Unit 1743 **Examiner Name** Unknown 2181-4785.2US (98-55 D2) Attorney Docket Number

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Examiner Initials *	Cite No.1	Document Number	Publication Date	Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
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FOREIGN PATENT DOCUMENTS						
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional) . ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.